

WEBB COUNTY, TEXAS

COMMISSIONERS COURT AGENDA

LOUIS H. BRUNI Webb County Judge (956) 523-4600

FRANK SCIARAFFA Commissioner, Precinct 1 (956) 523-4660

JUDITH G. GUTIERREZ Commissioner, Precinct 2 (956) 523-4624

JERRY GARZA Commissioner, Precinct 3 (956) 523-4625

CINDY CORTEZ BRUNNER Commissioner, Precinct 4 (956) 523-4652

MARGIE IBARRA Webb County Clerk (956) 523-4251

HOMERO RAMIREZ Webb County Attorney (956) 523-4044

LEO FLORES Webb County Auditor (956) 523-4016

PUBLIC NOTICE

COMMISSIONERS COURT MEETING
Webb County Courthouse
1000 Houston Street, 2ND Floor
Laredo, Texas 78040
October 10, 2006 at 1:00 p.m. and continuing
October 11, 2006 at 1:00 p.m. if necessary

Call to order by the Honorable County Judge, Louis H. Bruni

- 1. Roll call by the Honorable County Clerk, Margie Ibarra
- 2. Pledge of Allegiance
- 3. Approval of minutes for September 11, 2006 and September 25, 2006.
- 4. Approval of Bills, Payroll and Monthly Reports
- 5. Communications
- 6. Public Comment-This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

HONORABLE LOUIS H. BRUNI, WEBB COUNTY JUDGE

- 7. Discussion and possible to accept the Khaledi counteroffer on the sale of the detention center property or to reject the counteroffer and/or end negotiations and any matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (2) (Consultation with Attorney) and/or 551.072 (Deliberation regarding Real Property)].
- Discussion and possible action to authorize the purchasing agent to develop specifications in compliance with a Texas Forest Service Grant (Case: 264) and solicit competitive bids for a Large (Fire) Brush Truck. [Funds available \$108,000.00 from Texas Forest Service Grant and Account No. 62703003601 Interest Income from Bond Series 2001]
- 9. Status report on the transportation of mortal remains and use of the refrigerated transport vehicles.
- 10. Status report on the condition and use of the Webb County Temporary Morgue facility.
- 11. Discussion and possible action to authorize the Purchasing Agent to solicit bids for funeral services and related transportation for indigent burial services.

HONORABLE FRANK SCIARAFFA, WEBB COUNTY COMMISSIONER PCT. 1

12. Discussion and Possible Action Authorizing the Purchasing Agent and the County Engineer to advertise for bids to repair 413 feet by 11 feet of Centeno Street in Rio Bravo, Texas subject to Texas Transportation Department's approval.[Funds Available Account Number 656-8001-8801-14 TxDOT Border Colonias Access Program]

HONORABLE JERRY GARZA, WEBB COUNTY COMMISSIONER PCT. 3

- 13. Discussion and possible action to pass a Resolution of the Webb County Commissioners Court expressing opposition to the construction of a "Border Fence".
- 14. Presentation by United Independent School District's Drug Busters Program and discussion and possible action to allocate funding and request the County Attorney develop a contract for said program.[Account No. 001-2100-03]

AUDITOR

15. Discussion and possible action to transfer available funds from Fund 817 Workers Compensation Reserve Fund and to transfer as much as necessary from line item savings to clear the year-ending deficit as of fiscal year-end September 30, 2006 to Fund 816 – Employees Health Benefit Fund.

ELECTED OFFICIALS

Honorable Margie Ramirez Ibarra, Webb County Clerk

16. Discussion and possible action regarding mental commitments service of citations to the physicians, attorneys ad litems, patients, and case workers through Mental Health Unit and/or Webb County Sheriff's Department.

Honorable Rick Flores, Webb County Sheriff

- 17. Discussion and possible action to accept the FY 2006 G.R.E.A.T. grant (Gang Resistance Education And Training Grant) award in the amount of TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000.00) from the Department of Justice, Office of Justice Programs for the education of children in life skill competencies, gang awareness, and anti-violence techniques and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in the FY 2006 G.R.E.A.T. Program.
- 18. Discussion and possible action to authorize the submission of a grant application for a 2006-2007 Operation Linebacker grant program from the Criminal Justice Division Office of the Governor in the amount of FIVE HUNDRED EIGHTEEN THOUSAND TWO HUNDRED THIRTY-FIVE DOLLARS (\$518,235.00) and authorizing the County Judge to act as the County's authorized official. [This grant requires no match and thus is at no cost to the County.]
- 19. Discussion and possible action to pass a resolution to approve the submission of a grant application to the Office of the Texas Attorney General for Crime Victim Services Funding under the funding category of Other Victim Assistance (OVAG) in the amount of FIFTY THOUSAND DOLLARS (\$50,000.00) for direct victim services and/or victim services training and authorizing the County Judge to sign all relevant documents.

20. Discussion and possible action to authorize the payment of ONE HUNDRED THIRTY-NINE THOUSAND FIVE HUNDRED THIRTY-SIX DOLLARS AND FIFTY-SEVEN CENTS (\$139,536.57) to Zapata County for inmate housing at the per diem rate of FORTY-THREE DOLLARS AND FIFTY ONE CENTS (\$43.51) for the period beginning December 1, 2005 through September 30, 2006 and ratifying the Interlocal Agreement with Zapata County for the same period and authorizing the County Judge to sign all relevant documents. [Account No. 001-2060-3401-04]

Honorable Homero Ramirez, Webb County Attorney

- 21. Discussion and possible action to enter into a one (1) year (October 1, 2006 through September 30, 2007) Consulting Services Agreement with CJUS Program Consultants International, Inc., by and through Clifford M. Black, Ph.D., President for training and education of sheriff deputies, creation and revision of policy and procedure manuals, research and other services, for an annual amount of SIXTY THOUSAND DOLLARS (\$60,000.00) and authorizing the County Judge to sign all relevant documents. [Requested by Sheriff; Account No. 168-2001-6022 (Professional Services)]
- 22. Discussion and possible action to enter into a two (2) year (October 1, 2006 through September 30, 2008) medical services contract, for jail inmates, with Dr. Arturo G. Garza-Gongora M.D. in the amount of THIRTEEN THOUSAND NINE HUNDRED ONE DOLLARS AND FIFTY-ONE CENTS (\$13,901.51) monthly for an annual cost of ONE HUNDRED SIXTY-SIX THOUSAND EIGHT HUNDRED EIGHTEEN DOLLARS AND TWELVE CENTS (\$166,818.12) subject to a 30 day termination clause, and authorizing the County Judge to sign all relevant documents. [Account No. 001-2062-6022 (Professional Services) Requested by Sheriff's Department]
- 23. Discussion and possible action to enter into a one (1) year (October 1, 2006 through September 30, 2007) professional service agreement with Hector Lopez, D. D. S. to provide dental services to inmates for TWO THOUSAND THREE HUNDRED DOLLARS per month (\$2,300.00) being an annual amount of TWENTY-SEVEN THOUSAND SIX HUNDRED DOLLARS (\$27,600.00) or by fee schedule as set out in section V of the agreement and authorizing the County Judge to sign all relevant documents. [Requested by Sheriff; Account No. 001-2062-6022 (Professional Services)]
- 24. Discussion and possible action to accept one (1) right of way out of D-5 Acres Subdivision, one (1) right-of-way out Laredo Ranchettes Subdivision, and authorizing the County Judge to sign all relevant documents.

- 25. Discussion and possible action to approve the Retainer Agreement with Allison, Bass & Associates, L.L.P. to represent Webb County in <u>Mario A. Compean v. Webb County, et al</u>; No. 2006-CVQ-001252-D1 in the 49th Judicial District Court of Webb County, Texas and authorizing the County Judge to execute all relevant documents. [General Fund Account No. 001-109-6022 (Professional Services)]
- 26. Discussion and possible action to enter into a third restated contract with the Law Offices of Francisco J. Saldana for a two (2) year period (October 1, 2006 through September 30, 2008), increasing the scope of services to include additional colonias and updating the schedule of charges for the title reports to review title issues and prepare right-of-way documents for properties located in the colonias and authorizing the County Judge to sign all relevant documents.[Request of the Engineering Department]
- 27. Discussion and possible action to enter into an Interlocal Agreement with the City of Laredo in which the City of Laredo will provide SEVENTY-FIVE THOUSAND DOLLARS (\$75,000.00) for improvements to the Larga Vista Park and any matters incident thereto.
- 28. Discussion and possible action to enter into a design build contract with Professional Golf Services, LP in the amount of TWO HUNDRED EIGHTY-TWO THOUSAND DOLLARS (\$282,000.00) for Webb County Golf Course improvements and authorizing the County Judge to sign all relevant documents.
- 29. Discussion and possible action to enter into Third Party Funding Agreements as follow:

General Fund:

Sacred Heart Children's Home	\$ 11,250.00
TAMIU Dance Ensemble	\$ 1,130.00
Boys and Girls Club of Laredo	\$ 18,750.00
Laredo Development Foundation	\$ 71,250.00
Border Area Nutrition Council	\$ 43,750.00
Laredo Regional Food Bank	\$ 7,500.00
Webb County Food Bank	\$ 18,750.00
Children's International Advocacy Center	\$ 65,000.00
Boy Scouts of America	\$ 3,750.00
Literacy Volunteers of America	\$ 1,130.00
Habitat for Humanity	\$ 15,000.00
BEST	\$ 1,880.00
South Texas Council on Alcohol & Drug Abuse	\$ 26,230.00

Laredo Crime Stoppers, Inc.	\$	1,500.00
SCAN	\$	3,750.00
Webb County Soil & Conservation District #337	\$	5,000.00
Border Region MHMR Community Center	\$ 2	00,000.00
Bethany House	\$	9,370.00

Hotel Motel Fund:

Webb County Heritage Foundation Laredo Center for the Arts	\$ \$	50,000.00 8,400.00
Laredo Chamber of Commerce	т.	125,800.00
Laredo Philharmonic Orchestra	\$	8,400.00
Washington's Birthday Celebration Association	\$	8,400.00
Laredo Children's Museum	\$	25,200.00
Society of Martha Washington	\$	4,200.00
Princess Pocahontas Council	\$	4,200.00
Latin Hall of Fame	\$	9,200.00
Streets of Laredo		10,100.00
Miss Laredo Production, Inc.	\$	8,400.00
Texas Special Olympics	\$	8,400.00
LULAC Council #7		5,000.00
LULAC Council #12	\$	5,000.00
LIFE	\$	3,400.00
Border Olympics, Inc.	\$	8,400.00
Laredo Little Theater	\$	4,200.00

and authorizing the County Judge to execute all relevant documents.

WEBB COUNTY DEPARTMENTS

ADMINISTRATIVE SERVICES DEPARTMENT

30. Discussion and possible action to exercise the right to be exempt from sections of the Health Insurance Portability and Accountability Act (HIPPA), effective October 1, 2006 and authorizing the County Judge to execute all relevant documents.

- 31. Discussion and possible action to renew insurance coverage with and ratify the payment to the Maksin Group in the amount of SIX THOUSAND NINE HUNDRED FIFTY-SEVEN DOLLARS AND FIFTY CENTS (\$6,957.50) being SIX DOLLARS AND FIVE CENTS (\$6.05) per enrolled child in the Webb County Head Start Program effective October 1, 2006 and authorizing the County Judge to execute all relevant documents. [Head Start Account No. 903-4207-6090]
- 32. Discussion and possible action to approve overtime payments to various County employees for accrued overtime resulting from the repairs project at the Webb County Justice Center.

COMMUNITY ACTION AGENCY

- 33. Discussion and possible action to accept THREE THOUSAND FIVE HUNDRED DOLLARS (\$3,500.00) from TXU Energy Retail Company to be used to help families that are in financial distress to meet energy related costs essential to their health and welfare.
- 34. Status report on the CAA Advisory Board Category B election results as follow:

Mr. Zenon Perez was elected as a Representative from Area VIII – Rural Areas – Mirando, Oilton, Bruni and Aguilares.

Ms. Magdalena Gonzalez was elected as a Representative and Ms. Narcedalia Montalvo was elected as an Alternate Representatives from Area IX – El Cenizo.

ECONOMIC DEVELOPMENT

35. Discussion and possible action to accept the recommendations of the Webb County Rehabilitation Scoring Committee on the following eligible applicants for assistance under the Economic Development Department, TDCA-HOME Investment Partnership Program Contract #1000494:

Mrs. Aurora Hernandez of El Cenizo, Texas 78046

Mr. Luis Rios of Rio Bravo, Texas 78046

(The funding source for this program is TCDP Contract #1000494)

- 36. Discussion and possible action to accept a United States Department of Agriculture Rural Development Housing Preservation Grant in the amount of ONE HUNDRED THIRTY SEVEN THOUSAND TWO HUNDRED THIRTEEN DOLLARS AND SIXTY CENTS (\$137,213.60), with an in-kind match of NINE THOUSAND THREE HUNDRED SIXTY DOLLARS (\$9,360.00) for the rehabilitation of homes and installation of septic tanks for six (6) low income families in Tanquecitos I, Bruni, Mirando City, Aguilares and Oilton.
- 37. Discussion and possible action to accept a grant award and enter into a 2006 Sub-Recipient Agreement with the Governor's Division of Emergency Management in the amount of TWENTY-EIGHT THOUSAND SEVEN HUNDRED FIFTY-FOUR DOLLARS AND THIRTY-NINE CENTS (\$28,754.39) to carry out designated homeland security activities (from July 1, 2006 through February 28, 2008) as part of the federal 2006 Homeland Security Grant Program (HSGP) and authorizing the County Judge to execute all relevant documents.

ENGINEERING DEPARTMENT

- 38. Discussion and possible action authorizing the plaques for the Villa Antigua Project, the Regional Water Treatment Plant and the Regional Wastewater Treatment Plant.
- 39. Discussion and possible action authorizing final payment and retainage to Jimmy Closner & Sons in the amount of THIRTY-ONE THOUSAND TWO HUNDRED THIRTY EIGHT DOLLARS (\$31,238.00) for the Texas Water Development Board-Economically Distressed Areas Program Project water line replacement project in Rio Bravo.[Funding from Accounts Numbered 610-8005-8801-11, 648-8006-8801-11, 648-8005-8801-11, 648-8006-6791-3, 686-7101-6022]
- 40. Discussion and possible action authorizing Contract Amendment No. 6 to CH2MHILL, for additional engineering to prepare the plans and specifications for the Re-bid of the Raw Water Intake, Cleaning & Reconstruction of Water Ponds and Electrical Controls for the 2.4 million gallon per day Water Treatment Plant at no cost. [The contract will remain at \$1,810,480.00. This is subject to Texas Water Development Board's approval.]
- 41. Discussion and possible action authorizing a cellular phone for Andres Butler, Emergency Management – ADA Coordinator of the Engineering Department for 300 minutes.

- 42. Discussion and possible action to grant a utility easement to AEP/CPL for the Villa Antigua Border Heritage Museum at 810 Zaragoza and authorizing the County Judge to execute all relevant documents.
- 43. Discussion and possible action to grant a utility easement to Medina Electric for the Self-Help Center Park (located off of Highway 359) Phase I, II and III and authorizing the County Judge to execute all relevant documents.
- 44. Discussion and possible action authorizing Contract Amendment No. 1 in the amount of TWENTY-THREE THOUSAND EIGHT HUNDRED DOLLARS (\$23,800.00) to R. W. Harden & Associates, Inc., for additional engineering to prepare the specifications and construction inspection of the furnishing of a 500 gallon per minute pump, motor, column pipe, foundation and ancillary equipment for the water well located on County School Lands on Hwy 44.[Fund No. 718 Bond Series 2006]
- 45. Discussion and possible action to enter an Order of the Commissioners Court to Declare a Local State of Disaster in Rio Bravo due to extensive erosion damage.

HEADSTART

46. Discussion and possible action to authorize the payment of invoice #2802 in the amount of FOUR HUNDRED FORTY DOLLARS (\$440.00) payable to Garcia's Auto Glass for emergency repair to a Head Start vehicle's windshield. [Funds available in account number 903-4208-6403.]

PURCHASING

- 47. Discussion and possible action to ratify the purchase of ballots for the November 7th, 2006 General and Special Election from Election System Software in the amount of TWELVE THOUSAND SIX HUNDRED SEVEN DOLLARS (\$12,607.00).[Elections Administration Account No. 007-0107-6705]
- 48. Discussion and possible action to approve the Classified Advertising Agreement with the Laredo Morning Times and authorizing the County Judge to execute all relevant documents.
- 49. Discussion and possible action to award or reject the following proposal:

"Architectural Proposals for the "Buenos Aires Community Center"

ROAD AND BRIDGE DEPARTMENT

50. Discussion and possible action authorizing Department 7002, Road and Bridge Department to fill the new slots approved in the 2006-2007 budget as follows:

Maintenance Aide \$ 9.15 / hr.

Maintenance Aide \$ 9.15 / hr.

Truck Driver \$ 10.97 / hr.

Truck Driver \$ 10.97 / hr.

51. Discussion and possible action authorizing Department 0108, Vehicle Maintenance, Road and Bridge Department to fill the new slots approved in the 2006-2007 budget as follows:

Mechanic \$ 11.12 / hr.
Mechanic \$ 11.12 / hr.
Vehicle Preventive Maintenance \$ 11.12 / hr.

UTILITIES

- 52. Discussion and possible action authorizing the Water Utilities Department to fill vacant position of Cashier at a salary of \$11.80 per hour.
- 53. Discussion and possible action to discuss proposed rate increase for water and wastewater service and adopt, modify or reject the proposed rate schedule, effective January 1, 2007, and any matters incident thereto.
- 54. Discussion and possible action to authorize the Water Utilities Department to give notice of a proposed rate change for water and wastewater rates to the customers of the Webb County Water Utility Department to be effective on January 1, 2007.
- 55. Discussion and possible action to set the dates for public hearings on the proposed increase in water and wastewater rates for the Webb County Water Utility Department on October 17, 2006 in the City of El Cenizo and October 18, 2006 in the City of Rio Bravo and any matters incident thereto.
- 56. Adjournment

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

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5 DISABILI	ITY ACCESS	STATEMENT	刁

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

auministrator at (30)0) J2J -4 022.	
DATED THIS	DAY OF OCTOBE	ER, 2006
By: HOMERO RAM WEBB COUNT		
<u>(</u>	CERTIFICATION OF I	NOTICE AND POSTING
meeting of the Web said notice, and that board at the Courth accessible to the g	ob County Commission of the county Commission of the county Count	reby certify that the above notice of oners Court, is a true and correct copy of correct copy of said notice on the bulletin County, Texas, at a place readily nes on the day of remained so posted continuously for at time of said meeting.
DATED THIS	DAY OF	, 2006
COUNTY CLERK,	WEBB COUNTY, TEX	XAS

BY: